

Agency 190

Board of Industrial Insurance Appeals**Recommendation Summary**

Dollars in Thousands

	Annual FTEs General Fund State	Other Funds	Total Funds
2005-07 Expenditure Authority	158.4	32,946	32,946
Total Maintenance Level	157.8	33,577	33,577
Difference	(.6)	631	631
Percent Change from Current Biennium	(0.4)%	1.9%	1.9%
Performance Changes			
Revise Pension Gain-Sharing #		(72)	(72)
Nonrepresented Staff Health Benefit		20	20
WFSE Collective Bargaining Agreement		2,460	2,460
Nonrepresented Staff Salary Change		230	230
Self Insurance Premium		(4)	(4)
Subtotal		2,634	2,634
Total Proposed Budget	157.8	36,211	36,211
Difference	(.6)	3,265	3,265
Percent Change from Current Biennium	(0.4)%	9.9%	9.9%
Total Proposed Budget by Activity			
Administration	1.0	325	325
Hearings	86.0	20,019	20,019
Mediation	36.3	6,641	6,641
New Industrial Insurance Appeals Assessment	22.0	3,980	3,980
Review	12.5	2,203	2,203
Other Statewide Adjustments		3,043	3,043
Total Proposed Budget	157.8	36,211	36,211

PERFORMANCE LEVEL CHANGE DESCRIPTIONS**Self Insurance Premium**

Funding for the Board's self insurance premium is decreased to reflect claims experience. (Accident Account-State, Medical Aid Account-State)

ACTIVITY DESCRIPTIONS**Administration**

This activity provides the administrative functions of the Board of Industrial Insurance Appeals.

HUMAN SERVICES - OTHER

Hearings

The Hearings Section schedules and conducts formal hearings on all contested issues raised in an appeal. Hearings are formal legal proceedings following the civil rules applicable in the superior courts of Washington. At the conclusion of the hearings and the closing of the record, a judge will issue a written proposed decision and order containing findings of fact and conclusions of law on all contested issues. (Worker/Community Right to Know Account, Accident Account, Medical Aid Account)

Mediation

The Mediation Program focuses on assisting parties in understanding the appeal process and reaching an agreed resolution, if possible. Unrepresented appellants are given an opportunity to discuss the issues involved in their appeal in an informal setting with a judge and a representative from the other party. Judges are trained mediators who have extensive knowledge of workers' compensation and other areas of the law, as well as in the practices and procedures of the Board. These skills and specialized knowledge are used to assist the parties in exploring options for resolution of the appeal. (Accident Account, Medical Aid Account)

New Industrial Insurance Appeals Assessment

The New Appeals Section handles all aspects of the initial receipt and processing of new appeals received by the agency. Determinations are made whether to grant or deny appeals. Jurisdictional problems are identified and a jurisdictional history of the claim is developed. This history is used in mediation and hearings to establish the legal authority of the agency to hear the appeal. The section works closely with the Department of Labor and Industries (L&I) in assessing whether documents are protests, which are handled by L&I, or formal appeals. (Accident Account, Medical Aid Account)

Review

If a party disagrees with the proposed decision issued by a hearing judge, the party can petition the three-member board to review the decision. In the review program, judges assist board members in determining the appropriate action to take on petitions. Judges review the petition and the entire record of proceedings, then make recommendations to the board. If the board votes to review a proposed decision, the review judge will draft the final decision and order for the board members' approval. (Accident Account, Medical Aid Account)

Other Statewide Adjustments

This item reflects proposed compensation and other adjustments that were not allocated to individual agency activities. The agency will assign these costs to the proper activities after the budget is enacted.